



City Council Meeting Action Agenda January 4, 2016 Council Chambers, First Floor

Present:

Mayor William V. Bell.
Mayor Pro Tempore Cora Cole-McFadden and Council Members
Eddie Davis
Jillian Johnson
Don Moffitt
Charlie Reece
Steve Schewel

Absent: None

Disclaimer: All information on the website is subject to tampering and unauthorized changes without the knowledge of the City of Durham. Minutes are available after City Council approval. Contact the City Clerk's Office at 919-560-4166.

[Consent Agenda]

1. Durham Homeless Services Advisory Committee – Appointments

To appoint Emanuel Kearney representing Former Homeless Person (term expires June 30, 2018) and Tony Tosh representing Corporate/Private Sector (term expires June 30, 2017) to the Durham Homeless Services Advisory Committee. [Approved by Vote: 7/0]

(Due to the resignation of Latasha Wilson and Edward H. Abdullah)

(Resource Person: LaVerne V. Brooks – 919-560-4166 ext. 12264) ([PR# 10859](#))

4. Passenger Vehicle for Hire Commission – Reappointment

To reappoint Pernell W. Canaday to the Passenger Vehicle for Hire Commission representing a Passenger Vehicle for Hire Operator with the term to expire on January 1, 2019. [Approved by Vote: 7/0]

(Due to the term expiring of Pernell W. Canaday)

(Resource Person: LaVerne V. Brooks – 919-560-4166 ext. 12264) ([PR# 10865](#))

5. Street and Infrastructure Acceptances

To accept the streets and infrastructure for maintenance by the City of Durham. [Approved by Vote: 7/0]

(Resource Person: Robert N. Joyner, Jr., – 919-560-4326 ext. 30229) ([PR# 10839](#))

6. FY2016-17 Budget Development Schedule

To approve the FY2016-17 Budget Development Schedule. [Approved by Vote: 7/0]

(Resource Person: Bertha T. Johnson – 919-560-4111 ext. 20285) ([PR# 10841](#))

7. Grant Project Ordinance Amendment – Historic Preservation Fund Grant

To adopt an Ordinance Amendment to a grant project ordinance in the amount of \$7,822.27 to use a Historic Preservation Fund Grant to fund an intern for the Rosenwald Schools Conference. [Approved by Vote: 7/0]

(Resource Person: Scott Whiteman, AICP – 919-560-4137 ext. 28253) ([PR# 10853](#))

8. Urban Ministries of Durham, Inc. 2015-2016 Community Development Block Grant (CDBG) Contract for Community Caf   Meals for Emergency Shelter Residents

To authorize the expenditure of \$80,000.00 in CDBG funds; and

To authorize the City Manager to execute a Subrecipient Contract with Urban Ministries of Durham, Inc. for support of their Community Caf   Meals for Emergency Shelter Residents. [Approved by Vote: 7/0]

(Resource Person: Reginald J. Johnson – 919-560-4570 ext. 22223) ([PR# 10827](#))

9. November 2015 – Bid Report

To receive a report and to record into the minutes bids which were acted upon by the City Manager during the month of November 2015. [Approved by Vote: 7/0]

(Resource Person: Jonathan Hawley – 919-560-4132 ext. 18225) ([PR# 10850](#))

10. Contract between Musco Sports Lighting, LLC and the City of Durham for Sports Lighting at C.M. Herndon Road Park – Baseball Fields

To approve the purchase and installation of new Musco Light-Structure Green Lighting System without competitive bidding on the basis of the following: (a) performance and price competition for critical elements of the patented lighting technology are not available; (b) The Musco Light-Structure Green Lighting System is available from only one source of supply; and (c) The integral remote monitoring system is compatible with systems already in place in over 37 City of Durham fields and facilities, which helps to standardize citywide remote monitoring systems; and

To authorize the City Manager to enter into a contract with Musco Sports Lighting, LLC, in the amount of \$215,368.00 for the Purchase and Installation of Sports Lighting for the C.M. Herndon Park baseball fields which includes (6) new light poles with mounted fixtures, accompanying ballast boxes and providing electrical connections for the remote Control Link monitoring system. [Approved by Vote: 7/0]

(Resource Person: Rod Florence – 919-560-4197 ext. 21233) ([PR# 10832](#))

11. Land Lease between the City of Durham and Durham Regional Association of Realtors, Inc.

To authorize the City Manager to execute a land lease with Durham Regional Association of Realtors, Inc. for a five (5) year term, with an additional five (5) year option, for the purpose of vehicle parking, on a portion of 4238 University Drive, Durham, North Carolina 27707, Parcel ID #195741 (City Tract 1635, Lot 2); and

To authorize the City Manager to execute a Memorandum of Lease. [Approved by Vote: 7/0]

(Resource Person: Stacey Poston – 919-560-4197 ext. 21254) ([PR# 10858](#))

12. Request for Lien and Civil Penalty Waiver or Cancellation for Properties at 2401 and 2403 Owen Street

To authorize the City Manager to enter into a settlement agreement with William C. Boyce Jr. ("Boyce") and Habitat for Humanity ("Habitat") that upon proof that Boyce conveys 2401 Owen Street and 2403 Owen Street to Habitat, the City Manager will:

Reduce Boyce's housing code civil penalties from \$43,280.00 to \$5,000.00; Habitat shall pay the \$5,000 civil penalty debt;

Cancel the existing removal of trash and undergrowth liens attached to 2401 Owen Street in the amount of \$2,880.94 after Habitat builds affordable housing on the property and obtains a certificate of compliance; and

Cancel the existing removal of trash and undergrowth liens attached to 2403 Owen Street in the amount of \$2,935.22 after Habitat builds affordable housing on the property and obtains a certificate of compliance. [Approved by Vote: 7/0]

(Resource Person: Constance Stancil – 919-560-1415 ext. 34247) ([PR# 10857](#))

13. Janitorial Services Contract with A & B Cleaning Services for the Durham Armory

To authorize the City Manager to execute a contract with A & B Cleaning Services, Inc. for the cleaning of the Durham Armory for \$30,000.00 per year for three years. [Approved by Vote: 7/0]

(Resource Person: Annette Smith – 919-560-4355 ext. 27214) ([PR# 10834](#))

14. Sewer Only Utility Extension Agreement with Arnulfo Ayala and Yanina Guardado Peña to Serve 2639 East Geer Street

To authorize the City Manager to enter into a sewer only utility extension agreement with Arnulfo Ayala and Yanina Guardado Peña to serve 2639 East Geer Street. [Approved by Vote: 7/0]

(Resource Person: Robert N. Joyner – 919-560-4326 ext. 30229) ([PR# 10838](#))

15. This item can be found on the General Business Agenda.

16. Contract for the Purchase, Installation and Maintenance of a Water Management Laboratory Information Management System (LIMS)

To authorize the City Manager to execute a contract with Accelerated Technology Laboratories, Inc., for a Laboratory Information Management System in the amount of \$124,442.20;

To authorize the City Manager to enter into annual maintenance agreements for a maximum annual cost of \$15,656.78, such price guaranteed for a period of five years; and

To authorize the City Manager to negotiate future maintenance agreements after the initial five year period with a maximum 5% per year cost increase. [Approved by Vote: 7/0]

(Resource Person: Vicki Westbrook – 919-560-4381 ext. 35266) ([PR# 10805](#))

17. Commercial Meter Replacement Project Phase III (MR-9) – Award of Contract to Vanguard Utility Service, Inc.

To authorize the City Manager to execute a contract with Vanguard Utility Service, Inc., for MR-9 Commercial Meter Replacement Project in an amount not to exceed \$2,140,109.34;

To establish a contingency fund for the contract in an amount not to exceed \$213,890.66; and

To authorize the City Manager to negotiate change orders for the contract provided that the total project cost does not exceed \$2,354,000.00. [Approved by Vote: 7/0]

(Resource Person: Jerry Morrone – 919-560-4381 ext. 35243) ([PR# 10855](#))

The City Council disposed of the following agenda items at the December 22, 2015 Work Session:

2. Human Relations Commission – Appointment

(This item was referred back to the City Clerk's Office to re-advertise)

3. Durham Open Space and Trails Commission – Appointment

(This item was referred back to the City Clerk's Office to re-advertise)

18. Robin Jacobs

(Comments were received at the 12-22-15 Work Session)

[General Business Agenda]

15. Carver Street Extension Contract ST-257 Award – Triangle Grading & Paving, Inc.

To adopt an Ordinance Amending the General Capital Improvements Project Ordinance, Fiscal Year 2015-16, as amended, the same being Ordinance #14778;

To authorize the City Manager to execute a contract for Carver Street Extension Contract ST-257 with Triangle Grading & Paving, Inc. in the amount of \$5,869,345.49;

To establish a contingency fund in the amount of \$586,934.55 (10%); and

To authorize the City Manager to negotiate change orders to the contract such that the total project cost does not exceed \$6,456,280.04.

By a vote of 7/0, the City Council referred the item back to the City Attorney's Office.

(Resource Person: Tasha Johnson – 919-560-4326 ext. 30262) ([PR# 10863](#))

[Adjournment – 7:28 p.m.]

Notice Under the Americans with Disabilities Act (ADA).

The City of Durham will not discriminate against qualified individuals with disabilities on the basis of disability in the City's services, programs, or activities. The City will generally, upon request, provide appropriate aids and services leading to effective communication for qualified persons with disabilities so they can participate equally in the City's programs, services, and activities. The City will make all reasonable modifications to policies and programs to ensure

that people with disabilities have an equal opportunity to enjoy all City programs, services, and activities. Anyone who requires an auxiliary aid or service for effective communications, or a modification of policies or procedures to participate in the City program, service, or activity, should contact the office of Stacey Poston, Acting ADA Coordinator, Voice: (919)560-4197, ext. 21254, TTY:(919) 560-1200; ADA@durhamnc.gov, as soon as possible but no later than 48 hours before the scheduled event.